

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

FREYBURGER LLC,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

MEMORANDUM

09-cv-104-bbc

Having reviewed the parties' response briefs on their motions for claims construction, I am persuaded that the parties should address the following terms at the hearing on August 14, 2009: "template," "template definition," "template instantiation," "source file," "object file," "source file having a template instantiation," "translation of the template definition," "The step of compiling the second source file into a second object file having as inputs the second source file and the template definition from the first object file" or "The step of compiling the second source file into a second object file having as inputs the second source

file and a translation of the template definition.”

Entered this 12th day of August, 2009.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge